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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91176791
Party	Plaintiff UMG RECORDINGS, INC.
Correspondence Address	ALEXA L. LEWIS, ESQ. MITCHELL SILBERBERG & KNUPP, LLP 11377 W. OLYMPIC BOULEVARD LOS ANGELES, CA 90064 UNITED STATES all@msk.com, kls@msk.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Alexa L. Lewis
Filer's e-mail	all@msk.com, kls@msk.com
Signature	/s/ Alexa L. Lewis
Date	12/09/2009
Attachments	91176791-STIPULATION TO EXTEND BRIEFING DATES 14 DAYS (2476355).PDF ( 5 pages )(135432 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In the matter of Application Serial No. 78/751,105

Published for Opposition in the OFFICIAL GAZETTE on December 12, 2006

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UMG RECORDINGS, INC.

Opposition No.: 91176791

Opposer

v.

MATTEL, INC.,

Applicant

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**STIPULATED MOTION TO EXTEND TESTIMONY**  
**AND TRIAL DATES FOURTEEN DAYS**

Pursuant to TBMP § 501, Applicant Mattel, Inc. (“Applicant” or “Mattel”), by its counsel, and Opposer, UMG Recordings, Inc. (“Opposer” or “UMG”), by its counsel, hereby jointly move for and stipulate to an extension of 14 days of the briefing schedule set in this action.

The current deadline for filing the brief for the plaintiff in the opposition is due on December 29, 2009. This requested extension is sought in good faith and not for any improper purpose or delay, but due to obligations in other litigation and the overlap with the holiday season. Specifically: (1) counsel for Opposer will be out of town in deposition in unrelated litigation during a portion of the week of December 14, 2009; (2) counsel for Opposer has two separate appellate opening briefs due on December 21, 2009 in unrelated litigation; (3) counsel for Opposer will be out of town for the holidays between December 23, 2009 and December 26, 2009; and (4) Opposer itself is traditionally closed for the last two weeks of the year.

Therefore, the parties desire to extend the schedule set in this action as set forth below. Briefs shall be due as follows:

Brief for plaintiff in the opposition shall be due:	January 12, 2010
Brief for defendant in the opposition and plaintiff in the counterclaim shall be due:	February 11, 2010
Brief for defendant in the counterclaim and reply brief, if any, for plaintiff in the opposition shall be due:	March 13, 2010
Reply brief, if any, for plaintiff in the counterclaim shall be due:	March 28, 2010

Respectfully submitted,

Date: December 8, 2009



Chad Fitzgerald  
KINSELLA, WEITZMAN, ISER, KUMP &  
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Attorneys for Applicant  
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Date: December 8, 2009



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**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being transmitted electronically through ESTTA pursuant to 37 C.F.R. §2.195(a) on December 9, 2009.



Alexa L. Lewis

**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is Mitchell Silberberg & Knupp LLP, 11377 West Olympic Boulevard, Los Angeles, California 90064-1683.

On December 9, 2009, I served a copy of the foregoing document(s) described as **STIPULATED MOTION TO EXTEND TESTIMONY AND TRIAL DATES FOURTEEN DAYS** on the interested parties in this action at their last known address as set forth below by taking the action described below:

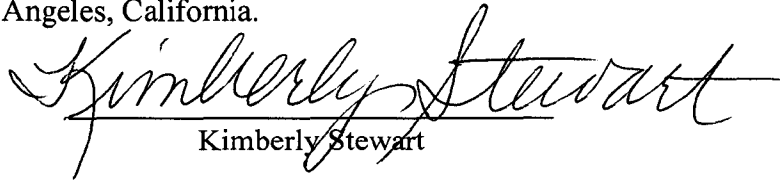
Lawrence Y. Iser ( <a href="mailto:liser@kwikalaw.com">liser@kwikalaw.com</a> ) Direct (310) 566-9801 Direct Fax (310) 566-9861 Patricia A. Millett ( <a href="mailto:pmillet@kwikalaw.com">pmillet@kwikalaw.com</a> ) Direct (310) 566-9821 Direct Fax (310) 566-9870 Chad R. Fitzgerald ( <a href="mailto:CFitzgerald@kwikalaw.com">CFitzgerald@kwikalaw.com</a> ) Direct 310.566.9802 Direct Fax 310.566.9882 Kinsella, Weitzman, Iser, Kump & Aldisert LLP 808 Wilshire Boulevard, 3rd Floor Santa Monica, CA 90401 (310) 566-9800 Fax: (310) 566-9850	Counsel for Applicant, MATTEL, INC.
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- ☒ **BY MAIL:** I placed the above-mentioned document(s) in sealed envelope(s) addressed as set forth above, and deposited each envelope in the mail at Los Angeles, California. Each envelope was mailed with postage thereon fully prepaid.
- ☐ **BY OVERNIGHT MAIL:** I placed the above-mentioned document(s) in sealed envelope(s) designated by the carrier, with delivery fees provided for, and addressed as set forth above, and deposited the above-described document(s) with \_\_\_\_\_ in the ordinary course of business, by depositing the document(s) in a facility regularly maintained by the carrier or delivering the document(s) to an authorized driver for the carrier.
- ☐ **BY PERSONAL DELIVERY:** I placed the above-mentioned document(s) in sealed envelope(s), and caused personal delivery by \_\_\_\_\_ of the document(s) listed above to the person(s) at the address(es) set forth above.
- ☐ **BY ELECTRONIC MAIL:** I served the above-mentioned document electronically at \_\_\_\_\_.m. on the parties listed at the email addresses above and, to the best of my knowledge, the transmission was complete and without error in that I did not receive an electronic notification to the contrary.

☐ **BY FAX:** On \_\_\_\_\_, at \_\_\_\_\_ am/pm, from facsimile number (310) \_\_\_\_\_, before placing the above-described document(s) in sealed envelope(s) addressed as set forth above, I sent a copy of the above-described document(s) to each of the individuals set forth above at the facsimile numbers listed above. The transmission was reported as complete and without error. The transmission report was properly issued by the transmitting facsimile machine, and a copy of that report is attached hereto.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on December 9, 2009, at Los Angeles, California.

  
Kimberly Stewart